

# APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office

JUL 21 1965

Returned to applicant for correction

Corrected application filed

Map filed

JUL 21 1965

**ASSIGNED**

The applicant Leo J. Foppiano  
of Cherry Creek, County of White Pine  
State of Nevada, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Foppiano Stock watering Spring No. 1  
Name of stream, lake or other source.
2. The amount of water applied for is 0.0156 c.f.s. second-feet  
One second-foot equals 448.83 gals. per min.
  - (a) If stored in reservoir give number of acre-feet \_\_\_\_\_ acre-feet
3. The water to be used for stock watering  
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
  - (a) Irrigation (state number of acres to be irrigated) \_\_\_\_\_
  - (b) Stockwater (state number and kinds of animals to be watered) 500 cattle
  - (c) Other use (describe fully under "No. 11. Remarks") \_\_\_\_\_
  - (d) Power:
    - (1) Horsepower developed \_\_\_\_\_
    - (2) Point of return of water to stream \_\_\_\_\_
5. The water is to be diverted from its source at the following point: SE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 22, T. 24 N., R. 63 E., M.D.B. & M., or at a point from which the S.W. Corner Sec. 28 T. 24 N., R. 63 E., M.D.B. & M., bears S. 47° 34' 47" W. 13,045.60 feet distant.  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.
6. Place of use SE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 22 T. 24 N., R. 63 E., M.D.B. & M.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about Jan. 1st and end about Dec. 31st, of each year.  
Month Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) This spring source has been diverted and a stock watering pond 30' in diameter and 6' deep has been in use for many years.  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$1,000.00  
10. Estimated time required to construct works.....Pond is in existence  
11. Remarks.....We have a vested right in this stock watering facility.  
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Applicant.....Leo J. Foppiano.....  
See Ruling #8962.....By.....s/ Gordon V. Foppiano.....  
Compared.....ns.....

DENIAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

On the grounds that its granting would be detrimental  
to the public welfare.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....  
Proof of commencement of work shall be filed before.....  
Work must be prosecuted with reasonable diligence and be completed on or before.....  
Proof of completion of work shall be filed before.....  
Application of water to beneficial use shall be made on or before.....  
Proof of the application of water to beneficial use shall be filed on or before.....  
Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....  
Completion of work filed.....  
Proof of beneficial use filed.....  
Cultural map filed.....  
Certificate No.....Issued.....  
Recorded.....Bk.....Page.....  
County Recorder

WITNESS MY HAND AND SEAL this 24th day  
of October 1966  
GEORGE W. HENNEN  
State Engineer  
By: Roland D. Westergard  
Assistant State Engineer